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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10 **WESTERN DIVISION**  
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13 **UNITED STATES OF AMERICA,**  
14  
15 **Plaintiff,**  
16 **v.**  
17 **YU HAO HUNG,**  
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19 **Defendant.**  
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} **Case No.: CR 18-00604-CJC**  
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} **ORDER OF DETENTION**  
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24 The Government's motion for review of the Magistrate Judge's bail order and for  
25 detention of Defendant is **GRANTED**. The Court has considered (i) the nature and  
26 circumstances of the offenses charged; (ii) the weight of the evidence against Defendant;  
27 (iii) the history and characteristics of Defendant; and (iv) the nature and seriousness of  
28 the danger to the community. After considering all of these factors and all of the

1 evidence presented by the parties and the arguments of their counsel, the Court finds by a  
2 preponderance of the evidence that no condition or combination of conditions will  
3 reasonably assure the appearance of Defendant as required and that she will attempt to  
4 flee to Taiwan if released on bond.

5  
6 First, Defendant has a significant incentive to flee to Taiwan. The grand jury  
7 returned an indictment charging Defendant and her husband with a sixteen-year-long  
8 conspiracy to commit bank fraud and money laundering, as well as identity theft. The  
9 Government has marshaled compelling evidence of Defendant's guilt on these charges,  
10 including audio and video recordings of Defendant and her husband discussing how they  
11 committed the fraud and avoided detection, how they feared law enforcement  
12 investigation, and how they laundered the proceeds of their criminal activity. If  
13 convicted on these serious charges, Defendant faces a very lengthy prison sentence.  
14 Indeed, the Government's conservative calculation of the sentencing guideline range  
15 exceeds ten years in prison. Nothing in Defendant's lavish lifestyle has prepared her for  
16 any term in prison, let alone one that will last for over a decade.

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18 Second, Defendant has very significant ties to Taiwan. She was born there. She  
19 has dual citizenship in the United States and Taiwan. Other than her eleven-year-old  
20 daughter, all of Defendant's family members remain in Taiwan.<sup>1</sup> Defendant and her  
21 husband regularly travel internationally, most frequently to Taiwan. And significantly,  
22 Taiwan does not have an extradition treaty with the United States so if she were able to  
23 escape to Taiwan, the Government would have no way to compel her return to face the  
24 serious charges alleged in the indictment.

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26 <sup>1</sup> The Court does not view the fact that Defendant has a teenage daughter as mitigating the risk of flight.  
27 To the contrary, it increases the risk. Defendant's husband is in detention and facing the same lengthy  
28 prison sentence as Defendant is facing. If Defendant does not flee to Taiwan and she and her husband  
are convicted, her daughter could very well be separated from Defendant and her husband for over a  
decade while they serve their lengthy prison sentences.

1 Third, Defendant likely has the means and resources to abscond to Taiwan and live  
2 comfortably there. Defendant and her husband have stashed their fraudulently acquired  
3 wealth in a series of fictitious bank accounts, cryptocurrency, and gold. The Government  
4 found \$500,000 in gold and cash in their security deposit box alone. Defendant and her  
5 husband have also invested \$1 million with a Florida real estate developer who does not  
6 report dividends to the IRS. To date, the Government has seized over \$2 million of  
7 Defendant and her husband's funds and assets. Some of the investment accounts of  
8 Defendant and her husband list the addresses of the owner or purported owner as in  
9 Taiwan. It defies common sense to think that, in light of the significant ties that  
10 Defendant has to Taiwan and the considerable efforts that she and her husband have  
11 made to hide and launder the proceeds of their fraud, she does not have access to funds to  
12 support herself after absconding.

13  
14 Finally, Defendant and her husband revealed in a recorded phone conversation  
15 with a confidential witness that they would flee the United States if necessary to evade  
16 capture and prosecution for their criminal activity. When Defendant's husband was  
17 specifically asked what he would do if law enforcement discovered their criminal  
18 activity, Defendant's husband said he could leave the country. Not surprisingly,  
19 Defendant, who was on the same confidential phone conversation, never contradicted her  
20 husband's statement.

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22 **IT IS THEREFORE ORDERED** that Defendant be detained prior to trial.

23 **IT IS FURTHER ORDERED** that Defendant be committed to the custody of the  
24 Attorney General for confinement in a corrections facility separate, to the extent  
25 practicable, from persons awaiting or serving sentences or being held in custody pending  
26 appeal.

27 **IT IS FURTHER ORDERED** that Defendant be afforded reasonable opportunity  
28 for private consultation with counsel.

1           **IT IS FURTHER ORDERED** that, on order of a Court of the United States or on  
2 request of any attorney for the Government, the person in charge of the corrections  
3 facility in which Defendant is confined deliver Defendant to a United States Marshal for  
4 the purpose of an appearance in connection with a court proceeding.

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8 DATED:     October 16, 2018

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11 CORMAC J. CARNEY

12 UNITED STATES DISTRICT JUDGE

13 CC: PSA; USPO; USM  
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